IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 21ST JUNE 2007 / 31ST JYAISHTA 1929

Bail Appl..No. 3755 of 2007()

(CRIME NO. 62/2007 of PERUNAD POLICE STATION)

PETITIONER/ACCUSED:

JACOB MATHEW @ KUNJUMON, AGED 35 YEARS,
S/O. BABY MATHEW, KUTTIYIL HOUSE, KAKKUDUMON,
NARANAMOOZHY, RANNI.

BY ADV. SRI.V.SETHUNATH

RESPONDENTS: COMPLAINANT AND STATE:

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1. S.I. OF POLICE,
PERUNAD POLICE STATION.

2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. JAI GEORGE, PUBLIC PROSECUTOR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.3755 of 2007

Dated this the 21st day of June, 2007

ORDER

This is a second application for anticipatory bail. Earlier one was dismissed by another Bench of this Court giving the petitioner the option to surrender before the Investigating Officer on any day between 04.06.2007 and 06.06.2007. The petitioner did not avail of that opportunity. He has come to this Court now again with another anticipatory bail application.

2. The application is opposed. No justification whatsoever to maintain a second application for anticipatory bail is even urged before me. In these circumstances, I am satisfied that the petition deserves to be dismissed. However, the learned counsel for the petitioner submits that the earlier order passed by this Court permits him to surrender before the Investigating Officer between 04.06.2007 and 06.06.2007. He has not done the same. He may be permitted to surrender now, it is prayed.

3. I am satisfied that the said request can be accepted. If the petitioner surrenders before the Investigating Officer on 25.06.2007 at 10 a.m, the same shall be reckoned as sufficient compliance with the order dated 28.05.2007 and all other directions shall be observed by the Investigating Officer and the learned Magistrate.

4. This application is, dismissed with the above observations.

5. Hand over a copy of this order to the learned counsel for the petitioner.

(R.BASANT, JUDGE)

rtr/-